



General Assembly

**Substitute Bill No. 5443**

February Session, 2014



**AN ACT CONCERNING COVERAGE UNDER STATE MEDICAL ASSISTANCE PROGRAMS FOR CERTAIN OVER-THE-COUNTER DRUGS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 17b-280a of the general statutes is repealed and  
2 the following is substituted in lieu thereof (*Effective from passage*):

3 Notwithstanding any provision of the general statutes, no payment  
4 shall be made under a medical assistance program administered by the  
5 Department of Social Services for over-the-counter drugs, except for (1)  
6 the medical assistance program established pursuant to section 17b-  
7 256, [for an over-the-counter drug, except for (1)] (2) insulin and  
8 insulin syringes, [(2)] (3) nutritional supplements for individuals who  
9 are required to be tube fed or who cannot safely ingest nutrition in any  
10 other form, and as may be required by federal law, [and (3)] (4)  
11 effective January 1, 2012, smoking cessation drugs as provided in  
12 section 17b-278a, and (5) over-the-counter drugs that are required to be  
13 covered pursuant to 42 CFR 440.347, including drugs for individuals  
14 with specified diagnoses that have a rating of "A" or "B" in the current  
15 recommendations of the United States Preventive Services Task Force,  
16 provided the Department of Social Services may also pay for such  
17 over-the-counter drugs under a medical assistance program or portion  
18 thereof that is not subject to 42 CFR 440.347. On or before August 1,

19 2011, the Commissioner of Social Services shall provide notice to  
20 pharmacists who provide services to beneficiaries of a medical  
21 assistance program administered by the department that such  
22 pharmacists may bill the department for supplies utilized in the  
23 treatment of diabetes using the durable medical equipment, medical  
24 surgical supply fee schedule. The commissioner shall provide a copy of  
25 such notice to the joint standing committees of the General Assembly  
26 having cognizance of matters relating to human services and  
27 appropriations and the budgets of state agencies.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>from passage</i>	17b-280a
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**HS**            *Joint Favorable Subst.*